

LOUISVILLE METRO COUNCIL COMMITTEE MINUTES

Planning/Zoning, Land Design & Development Meeting

Tuesday, July 17, 2007

2:05 P.M.

Third Floor, City Hall

Present:

Chair: CM Owen
Vice Chair: CM Stuckel
Members: CM Heiner, CM Flood (Arrived at 2:08), CM Hamilton,
and CM King

Absent:

CM Raque Adams

Also Present:

CM Butler

Special Items for Discussion: NONE

Chairman Owen announced the members and non-members of the committee that were present. A quorum was established.

AGENDA

[O-153-06-07 AN ORDINANCE CHANGING THE NAME OF FOSSIL CREEK COURT, FROM ITS EASTERN INTERSECTION WITH LANDIS LAKES DRIVE, AND RUNNING EAST, TO FOSSIL RUN COURT, SAID ROAD BEING IN LOUISVILLE METRO \(DOCKET NO. 1-27-06\).](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve was made by Cheri Bryant Hamilton and seconded by Hal Heiner.

Discussion: Dawn Warrick, DPDS spoke to the item. This was on the Planning Commission Consent Agenda on May 31, 2007. No one spoke in opposition. The Commission approved the request and made recommendation for approval by the Metro Council. This is in CM Heiner's District. A power point presentation was given. 100% of the adjoining property owners gave their consent. This change will help clarify addresses for Emergency Services.

By unanimous vote, this item was sent to the **Consent Calendar**.

VOTING RESULTS: For: 5; Against: 0; Abstain: 0; Absent: 2

For: Jim King, Hal Heiner, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams, Madonna Flood

[O-154-06-07 AN ORDINANCE CLOSING AN UNNAMED 22.5-FT WIDE ALLEY FROM ITS SOUTHERN INTERSECTION WITH BATES AVENUE, LOCATED 655.5 FEET WEST OF CAROL AVENUE, RUNNING SOUTH FOR A DISTANCE OF 156.08, CONTAINING 0.7 ACRES, AND BEING IN LOUISVILLE METRO \(DOCKET NO. 1-01-07& 1-08-92\).](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve was made by Cheri Bryant Hamilton and seconded by Glen Stuckel.

Discussion: Dawn Warrick, DPDS spoke to the item. The Planning Commission Hearing was held on May 17, 2007. No one spoke in opposition. The Commission approved the request and made recommendation for approval by the Metro Council. This is in CM Flood's District. A power point presentation was given. This closing is in compliance with the Development Code and Cornerstone 2020 and all easements were granted.

CM Flood spoke stating this has not been used for an alley for many years and actually goes through two parking areas.

By unanimous vote, this item was sent to the **Consent Calendar**.

VOTING RESULTS: For: 6; Against: 0; Abstain: 0; Absent: 1

For: Jim King, Hal Heiner, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams

[O-166-07-07 AN ORDINANCE CHANGING THE ZONING FROM R-3 SINGLE FAMILY RESIDENTIAL AND R-4 SINGLE FAMILY RESIDENTIAL TO R-5 SINGLE FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 4308, 4310, 4314, 4316, & 4318 RUDY LANE, CONTAINING 7.49 ACRES, \(OF WHICH 1.90 ACRES ARE UNDER THE ZONING JURISDICTION OF LOUISVILLE METRO\) AND BEING IN LOUISVILLE METRO \(CASE NO. 8453\).](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Discussion: At the request of the Council Person's who's District this is in, this item was **HELD** in Committee.

[O-168-07-07 AN ORDINANCE AMENDING THE CORNERSTONE 2020 COMPREHENSIVE PLAN TO INCORPORATE THE EXECUTIVE SUMMARY OF THE OLD HENRY ROAD SUBAREA PLAN \(CASE NO. 9010\).](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Hal Heiner

Motion to Approve was made by Jim King and seconded by Hal Heiner.

Discussion: Dawn Warrick, DPDS spoke to the item. This is in CM Heiner's District. A power point presentation was given. This plan is reflective and guided by the Cornerstone 2020 Goals and Objectives. This is not a new planning document, this basically is an assurance that this plan that was conducted prior to Cornerstone 2020 is appended to it because it does reflect the principles of Cornerstone 2020.

CM Heiner spoke stating the adoption of this plan is important and there has been a lot of citizen input.

By unanimous vote, this item was sent to the **Consent Calendar**.

VOTING RESULTS: For: 6; Against: 0; Abstain: 0; Absent: 1

For: Jim King, Hal Heiner, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams

[O-158-07-07 AN ORDINANCE CHANGING THE ZONING FROM R-5 SINGLE-FAMILY RESIDENTIAL TO EZ-1 ENTERPRISE ZONE AND THE FORM DISTRICT FROM NEIGHBORHOOD TO SUBURBAN WORKPLACE ON PROPERTY BOUNDED GENERALLY BY I-65, PRESTON HIGHWAY, NORTON](#)

AVENUE AND ORANGE DRIVE, GENERALLY REFERRED TO AS THE EDGEWOOD AREA, CONTAINING APPROXIMATELY 260 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 9018).

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve was made by Jim King and seconded by Glen Stuckel.

Discussion: Dawn Warrick, DPDS, spoke to the item. The Planning Commission hearing was held on July 5, 2007. One spoke in opposition and one spoke as an interested party. The Commission approved the request and made recommendation for approval by the Metro Council. This is in CM Johnson's District. The proposed use is for an Enterprise Zone. A power point presentation was given. The following were items of discussion and concern:

- This is a Zoning and Form District Change
- Related to the Airport Authority's Voluntary Residential Relocation Program
 - Federally and locally funded
- Edgewood Area Property is 260 Acres
- Needs to be developed as non residential due to airport noise
- Key Edgewood Points
- New Bridge that is being constructed over I-65 connecting Edgewood to Grade Lane which will improve access
- There has been a significant change of character for this area
- 19 property owners are not interested in moving but their property will be rezoned
 - Voluntary, no one is being forced to sell their property but this will change the zoning of the properties of those that do not move and they can keep their homes as is; but if they sell their properties later those properties would be redeveloped
 - Still have regular services – Police Fire, Garbage pick-up, etc.

CM Heiner stated he would abstain so there would be no perception of a conflict of interest.

This item was sent to **Old Business**.

VOTING RESULTS: For: 5; Against: 0; Abstain: 1; Absent: 1

For: Jim King, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: Hal Heiner

Absent: Julie Raque Adams

O-165-07-07 AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 6729 STRAWBERRY LANE, CONTAINING 27,296 SQUARE FEET, AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-06-07).

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Discussion: At the request of the Council Person's who's District this is in, this item was **Held** in Committee.

O-164-07-07 AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO R5-A MULTI FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 4800-R AND 4806 MANSLICK ROAD, CONTAINING 6.24 ACRES, AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-08-07).

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tom Owen

Motion to Approve was made by Cheri Bryant Hamilton and seconded by Madonna Flood.

Discussion: Dawn Warrick, DPDS, spoke to the item. The Planning Commission hearing was held on June 7, 2007. No one spoke in opposition and one spoke as an interested party. The Commission approved the request and made recommendation for approval by the Metro Council. This is in CM Butler's District. The proposed use is for Multi-Family Residential. A power point presentation was given. The following were items of discussion and concern:

- 32 dwelling units at just over 5 units per acre
- Mobility and Transportation
- Applicant to improve Manslick Road along the property frontage - Shoulders and left turn lane
- Access
- Site Distance
- Sidewalks provided along Manslick
- Open space
- Tree Canopy
- Buffering
- The Plan complies with the Land Development Code and guidelines and policies of Cornerstone 2020

CM Butler stated she had concerns regarding drainage and density and asked for this item to be tabled

Motion to Table was made by Jim King and seconded by Hal Heiner.

By unanimous vote, this item was **Tabled**.

VOTING RESULTS: For: 6; Against: 0; Abstain: 0; Absent: 1

For: Jim King, Hal Heiner, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams

[R-116-06-07 A RESOLUTION ADOPTING ARCHITECTURAL DESIGN GUIDELINES FOR THE CLIFTON LOCAL PRESERVATION DISTRICT.](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor: Tina Ward-Pugh

Motion to Approve was made by Cheri Bryant Hamilton and seconded by Madonna Flood.

Discussion: Richard Jett, Historic Preservation, spoke regarding this item. A power point presentation was given. The following was discussed:

- Design review process
- Demolition
- Guidelines developed on the basis of recommendation of property owners and others to make sure the historic character of the area is taken into account and preserved
- Guideline Adoption process
- Activities Excluded from Review
- Building Types
- Design Considerations
- Natural Site Considerations
- Man Made Site Considerations
- Street Furniture
- Parks
- Painting of houses is not regulated
- Aluminum and vinyl siding is allowed
- Doors can be changed if frame is retained
- Synthetic windows can be installed

- Benefits of Local Preservation Districts
- Developments already in progress are already following these guidelines
- Amount of effort it will take to follow the guidelines
- Archeological concerns
- Cultural Landscape use
- Development of facilities plans

By unanimous vote, this item was sent to the **Consent Calendar**.

VOTING RESULTS: For: 6; Against: 0; Abstain: 0; Absent: 1

For: Jim King, Hal Heiner, Cheri Bryant Hamilton, Tom Owen, Glen Stuckel, Madonna Flood

Against: (None)

Abstain: (None)

Absent: Julie Raque Adams

[O-150-06-07 \(S\) AN ORDINANCE RE-ENACTING AND AMENDING CHAPTER 162 OF THE LOUISVILLE METRO CODE OF ORDINANCES \(LMCO\) RELATING TO OVERLAY DISTRICTS.](#)

Status: In-Committee

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor:

Kelly Downard

Rick Blackwell

Discussion: This item was **Held** in Committee.

[O-86-04-07 \(S\) AN ORDINANCE AMENDING AND REENACTING CHAPTER 159 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES RELATING TO EROSION CONTROL](#)

Status: In Committee - Tabled

Committee: Planning/Zoning, Land Design & Development

Primary Sponsor:

Kelly Downard

Rick Blackwell

Discussion: This item remained **Tabled**.

[PLANNING AND ZONING COMMITTEE AGENDA VIEW ONLY](#)

Motion to Adjourn was made by Hal Heiner and seconded by Jim King.

***NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on July 26, 2007.**

The meeting adjourned at 3:00 p.m. without objection.

KQG